UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE AT KNOXVILLE

| JEREMIAH HUNLEY, |) | |
|-------------------------------|---|------------------|
| Plaintiff, |) | |
| |) | No. 3:10-CV-455 |
| V. |) | (COLLIER/GUYTON) |
| |) | |
| GLENCORE LTD, INC., and |) | |
| EAST TENNESSEE ZINC CO., LLC, |) | |
| |) | |
| Defendants. |) | |

ORDER

This case is before the undersigned pursuant to 28 U.S.C. § 636, the Rules of this Court, and the Standing Order 13-02.

Now before the Court is a Motion to Amend Intervening Complaint [Doc. 227], in which Commerce & Industry Insurance Company, Inc., moves the Court to grant it leave to file a proposed Amended Intervening Complaint of Commerce and Industry Insurance Company, Inc.

No party has responded in opposition to the request to amend, and the time for doing so has expired, <u>see</u> E.D. Tenn. L.R. 7.1. The Court may treat this failure to respond as acquiescence to the relief sought. <u>See</u> E.D. Tenn. L.R. 7.2.

Moreover, the Court finds that the Court finds that the request to amend complies with Local Rule 15.1 and is well-taken under Rule 15 of the Federal Rules of Civil Procedure.

Accordingly, the Motion to Amend Intervening Complaint [Doc. 227] is GRANTED.

The Clerk of Court SHALL ENTER the proposed Amended Intervening Complaint of Commerce and Industry Insurance Company, Inc., [Doc. 227-1], in the record.

IT IS SO ORDERED.

ENTER:

s/ H. Bruce Guyton
United States Magistrate Judge